## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO WESTERN DIVISION

ENVIRONMENT AMERICA, D/B/A ENVIRONMENT OHIO, AND LAKE ERIE WATERKEEPER,

Civil No. 3:24-cv-00515

Plaintiffs,

v.

Judge Jack Zouhary

CAMPBELL SOUP SUPPLY COMPANY L.L.C.,

Defendant.

UNITED STATES OF AMERICA,

Plaintiff,

Civil No. 3:24-cv-00523

v.

Judge Jack Zouhary

CAMPBELL SOUP SUPPLY COMPANY, L.L.C.,

Defendant.

## **STATUS REPORT**

Pursuant to the Court's Order directing the Parties to submit a status report by October 11, 2024, Minute Entry Order September 16, 2024, the Parties hereby submit this Status Report to apprise the Court of recent developments and to propose a path forward.

The Parties report that they have engaged in settlement negotiations, but have been unable to reach consensus on the civil penalty or injunctive relief. Plaintiffs seek to lift the stay and request that all deadlines be reinstated immediately, and Defendant does not oppose the lifting of the stay. The Parties remain committed to a negotiated resolution of this matter and will continue to work to that end.

Respectfully submitted this 11th day of October, 2024,

#### FOR PLAINTIFFS

FOR THE UNITED STATES OF AMERICA:

#### TODD KIM

Assistant Attorney General Environment and Natural Resources Division

## /s/ Lila C. Jones

LILA C. JONES (NM 148098)
Environmental Enforcement Section
Environment and Natural Resources Division
United States Department of Justice
P.O. Box 7611
Washington, D.C. 20044-7611
(202) 514-9859
lila.jones@usdoj.gov

REBECCA C. LUTZKO
United States Attorney
Patricia M. Fitzgerald
Assistant United States Attorney
United States Court House
801 West Superior Avenue, Suite 400
Cleveland, OH 44113
(216) 622-3779
(216) 522-2404 (facsimile)
Patricia.Fitzgerald@usdoj.gov

## FOR DEFENDANT

/s/ Jack Van Kley (with permission)

Jack A. Van Kley (0016961) Van Kley Law, LLC

132 Northwoods Blvd., Suite C-1

Columbus, OH 43235

Telephone: (614) 431-8900 Facsimile: (614) 431-8905 Email: jvankley@vankley.law

Trial Attorney for Defendant

#### /s/ *Karl Heisler* (with permission)

Karl R. Heisler (pro hac vice)

King & Spalding LLP

110 N. Wacker Drive, Suite 3800

Chicago, IL 60606

Telephone: (312) 764-6927 Facsimile: (312) 995-6330 Email: kheisler@kslaw.com

#### FOR THE CITIZEN PLAINTIFFS:

Christos N. Georgalis (OH: 0079433) Flannery | Georgalis, LLC 1375 E. 9<sup>th</sup> Street, 30<sup>th</sup> Floor Cleveland, OH 44114 (216) 367-2095 (phone) chris@flannerygeorgalis.com

Matthew L. Jalandoni (OH: 0087074) Flannery | Georgalis, LLC 175 S. 3<sup>rd</sup> Street, Suite 1060 Columbus, OH 43215 (380) 444-6027 (phone) mjalandoni@flannerygeorgalis.com

# /s/ Charles Caldart (with permission)

Charles C. Caldart (admitted pro hac vice)
Joshua R. Kratka (admitted pro hac vice)
National Environmental Law Center
294 Washington Street, Suite 500
Boston, MA 02108
(617) 747-4304 (phone)
cccnelc@aol.com
josh.kratka@nelc.org